

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: HOWLAND, Charles

Group Art Unit: 1774

Serial No. 10/021,851

Examiner: DIXON, Merrick L.

Filed: 12/13/2001

Dkt No: WM12-US

For: WEARABLE PROTECTIVE SYSTEM HAVING PROTECTIVE ELEMENTS

To: Mail Stop ISSUE FEE
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

From:

24222

Commissioner:

LETTER OF TRANSMITTAL

1. Transmitted herewith is Credit Card Payment Form PTO-2038, in the amount of \$ 35.00 for the issue fee (difference between prior issue fee paid 6/14/2004, to be applied herein, and new 2005 fees), publication fee, and 3 advance copies, payable to the Commissioner of Patents and Trademarks, PTOL-85B Issue Fee Transmittal, and PTO/SB/47 Fee Address Form.

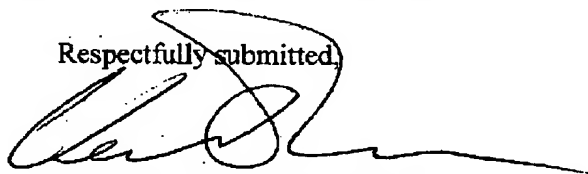
2. Drawings: ☒ were submitted on March 24, 2004 to the Drawing Review Branch. Please include in the issued patent.

3. DEPOSIT ACCOUNT 500323 AUTHORIZATION – The office is hereby authorized to charge all necessary fees relating to the attached submittal. The office is hereby authorized to charge any deficiency or credit any overpayment in the fees relating to the attached submittal to deposit account **500323**, registered to Vernon C. Maine P.L.L.C., dba Maine & Asmus. agents.

4. ☒ COMMENTS ON REASON FOR ALLOWANCE

The Applicant thanks the Office for providing reasons for allowance. However, the Applicant believes that the record as a whole amply supports the allowance of the claims and such further comments by the Office do not represent the full scope of the invention as defined in each of the claims. The Office merely recites elements of claim 1 as the reasons for allowance, and the Applicant wishes to ensure that such statement does not give rise to a presumption of acquiescence to those reasons, and the negative inferences that flow therefrom. Applicant believes that the allowed claims 1-21, including 4 independent claims are best interpreted in light of the record as a whole and not on the reasons presented in the Notice of Allowance.

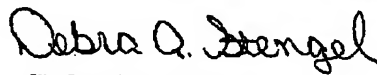
Respectfully submitted,



Vernon C. Maine, Reg. No. 37,389
Scott J. Asmus, Reg. No. 42,269
Andrew P. Cernota, Reg. No. 52,711
Attorneys/Agents for Applicant

Cus. No. 24222
Maine & Asmus
PO Box 3445
Nashua, NH 03061-3445
Tel. No. (603) 886-6100, Fax. No. (603) 886-4796
Info@maineandasmus.com

CERTIFICATE OF Facsimile 37 CFR 1.8: I certify that this correspondence is being faxed on the below date to Mail Stop Issue Fee, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, Fax #. 703-746-4000, Telephone #: 703-305-8594.

Date: 04/18/2005☒ Debra A. Stengel